TMH:tmh

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

District of Minnesota

UNITED STATES OF AMERICA

vs.

Case No. 17mj89 (SER)

ANTONIO GUILLEN REYES

CRIMINAL COMPLAINT

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about January 2, 2017, in Isanti County, Minnesota, in the State and District of Minnesota, the defendant:

> who, being an alien who was illegally and unlawfully in the United States, did knowingly and unlawfully possess, in and affecting interstate commerce, a firearm, that is, a Ruger LCP .380 caliber handgun, serial number 37173815,

in violation of Title 18, United States Code, Sections 922(g)(5) and 924(a)(2).

I further state that I am a Special Agent with the Minnesota Bureau of Criminal Apprehension ("BCA") and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒Yes ☐ No

Cory Skorczewski
Complainant's signature

Cory Skorczewski, Special Agent, BCA
Printed name and title

Sworn to before me and signed in my presence.

Date: 31 Jan 2017

Judge's signature

City and state: Saint Paul, Minnesota

Steven E. Rau, United States Magistrate Judge
Printed name and title

SCANNED
JAN 31 2017
U.S. DISTRICT COURT ST. PAUL

17mj 89(SER)

STATE OF MINNESOTA)
) ss. AFFIDAVIT OF CORY SKORCZEWSKI
COUNTY OF RAMSEY)

I, Cory Skorczewski, being duly sworn, state the following:

1. I am a Special Agent with the Minnesota Bureau of Criminal Apprehension ("BCA") and have been so employed since 2006. I am currently assigned to the Bemidji Regional Office. Prior to being employed by the BCA, I was employed as a Deputy Sheriff with the Scott County (Minnesota) Sheriff's Office for 12 years. During the course of my employment, I have received training and instruction in the investigation of narcotics traffickers and persons illegally possessing firearms. I have participated in all aspects of drug and firearms investigations including the use of confidential sources and undercover officers, physical surveillance, electronic surveillance, the execution of search and arrest warrants, the use of court-ordered intercepts of electronic communications, dialed number recorders (pen registers), telephone toll analysis, investigative interviews, the arrests of numerous defendants, and the analysis of seized records, physical evidence and taped conversations.

2. This affidavit is submitted in support of a criminal complaint and arrest warrant charging Antonio Guillen Reyes with possession of a firearm by an illegal alien in violation of 18 U.S.C. §§ 922(g)(5) and 924(a)(2).

3. The facts and information contained in this affidavit are based upon my personal knowledge of the investigation and observations of other officers and agents involved in the investigation. All observations referenced below that were not personally

made by me were related to me by the persons who made such observations. This affidavit contains information necessary to support probable cause for this complaint. It is not intended to include each and every fact and matter observed by me or known to the government.

4. On January 2, 2017, the police arrested Antonio Guillen Reyes ("Reyes") after a traffic stop in Cambridge, Minnesota. Reyes was searched and found to be in possession of a Ruger LCP .380 caliber handgun, bearing serial number 37173815, tucked in his waistband. The firearm appeared to be fully functional. The police later determined that the firearm had been stolen in Arizona and had therefore traveled in interstate commerce before being seized in Minnesota.

5. On January 11, 2017, the police intercepted a jail-house text message sent from Reyes to his brother which read, in part: "Carlos I need to find the person who sold us the pistol his name is Javier I need him to remove the charges." Later that evening, Reyes received a text message from his wife which read, in part: "Baby I talked to Javi and he said it was not his . . . ."

6. On January 31, 2017, I discussed Reyes' immigration status with Special Agent Travis Hamblen from the Department of Homeland Security. He informed me that Reyes is an illegal alien who has twice been removed from the United States to Mexico.

7. Based on the foregoing, there is probable cause to believe that on or about January 2, 2017, in Isanti County, Minnesota, in the State and District of Minnesota, the defendant, Antonio Guillen Reyes, who, being an alien who was illegally and unlawfully in the United States, did knowingly and unlawfully possess, in and affecting interstate

commerce, a firearm, that is, a Ruger LCP .380 caliber handgun, serial number 37173815, in violation of Title 18, United States Code, Sections 922(g)(5) and 924(a)(2).

Cory Skorczewski
Special Agent, BCA

SUBSCRIBED and SWORN to before me this 31 day of January, 2017.

Steven E. Rau
United States Magistrate Judge